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In re application of
Yuji Sawada et al.
Serial No. 10/069,001
Filed: February 20, 2002
For: Laminate, Process For Producing It And Use Thereof

DECISION ON
PETITION

This is a response to the PETITION UNDER RULE 181(a) REQUESTING RESET OF PERIOD FOR REPLY DUE TO LATE RECEIPT OF AN OFFICE ACTION, filed July 23, 2007. The petition requests that the time period for reply be reset to run from July 12, 2007, i.e. the date of the discovery of the Office Action.

DECISION

The instant request is accepted as a timely petition under 37 C.F.R. 1.181 (no fee), and is evaluated under the procedures regarding an acceptable showing of non-receipt of an office action, TMOG 1156 O.G. 53, November 16, 1993, (see also MPEP 711.03(c) - NEW PROCEDURE TMOG 1170 O.G. 114). A review of the petitioner's evidence indicates that the request has merit. The evidence presented is sufficient to establish that the applicant or any authorized representative of the applicant did not receive the Office Action of February 12, 2007. The evidence provided includes a statement by the petitioner that the Office Action mailed February 12, 2007 was not received, a statement that a search of the file and docket records was made, and a statement that the search revealed the Office Action mailed February 12, 2007 was not received. Also provided is a copy of the attorney's application docket records where the Office Action mailed February 12, 2007 would have been posted had it been timely received.

Therefore, the time for response has been reset to run from July 12, 2007. The Office Action that was place in electronic file unrelated to the current application has been removed.

The Petition is GRANTED.

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